

**MINUTES OF THE  
BOARD OF COUNTY COMMISSIONERS  
BRADFORD COUNTY, FLORIDA  
REGULAR SCHEDULED MEETING      9:30 A.M.  
MONDAY, JUNE 1, 2009**

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The Bradford County Board of County Commissioners convened in regular session on Monday, June 1, 2009, at 9:30 a.m. in the County Commission Meeting Room, 945 North Temple Avenue, Starke, Florida.

Present were: Commissioner Hersey, Commissioner Chandler, Chairman Thomas, Commissioner Sellars and Commissioner Lewis.

Also present were: Brad Carter, County Manager; Sandra Harrell, Administrative Assistant; Terry Brown, County Attorney; Ray Norman, Clerk of Courts; Marlene Stafford, Deputy Clerk; Paul Funderburk, Road Superintendent; Tim Wilson, CED; Allen Parrish, Emergency Services Director; Winifred Holland, Health Department Director; Nora Thompson, Zoning Director; Mark Crawford, Press; Robert Perone, Library Director; Angela Macey, Community Development Director; Donny Wise, Solid Waste Director; Brian Johns, Emergency Management Director; Jim Farrell, Finance Director; Capt. Starling, Jail Administrator; Sheriff Smith; Capt. Kiser; and Linda Carpenter, V.A. Officer.

(See Supplement File No. 06-01-09 for a copy of documentation presented at this meeting.)

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**CALL TO ORDER**

Chairman Thomas called the meeting to order at 9:30 a.m.

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**INVOCATION AND PLEDGE**

Commissioner Chandler offered the Invocation and led the Pledge of Allegiance.

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**BOARD UPDATE—REP. JANET ADKINS:**

Representative Janet Adkins presented an Economic and Legislative Update and reviewed goals for the future. The highlights of Representative Adkins update were not limited to but included the following topics:

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| • Arts and Action Program                   | • Northeast Florida State Hospital |
| • Economy                                   | • Mental Health                    |
| • Unemployment Rates                        | • Property Insurance Reform        |
| • Foreclosure Filings                       | • Property Taxes                   |
| • Florida Recovery Timeline                 | • Roads, Bridges and Drainage      |
| • Legislative Highlights                    | • Education                        |
| • 2009-2010 Budget Recap and Appropriations | • Infrastructure                   |
| • Revenue Solutions                         |                                    |
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**PUBLIC HEARINGS**

**ADOPTION OF ORDINANCES**

**--LAND DEVELOPMENT REGULATIONS AMENDMENT APPLICATION NO. LDR 09-1 (BOCC)—  
NORA THOMPSON:**

Ms. Thompson read the title into the record:

**“AN ORDINANCE OF BRADFORD COUNTY, FLORIDA, AMENDING THE BRADFORD COUNTY LAND DEVELOPMENT REGULATIONS, AS AMENDED; PURSUANT TO AN APPLICATION, LDR 09-1, BY THE BOARD OF COUNTY COMMISSIONERS; PROVIDING FOR AMENDING SECTION 2.1, ENTITLED, DEFINITIONS, LOT DIVIDED BY DISTRICT LINES AND NONCONFORMING SITUATIONS, ADDING DEFINITIONS FOR BORROW PIT, EXCAVATION AND RECLAMATION, BY AMENDING A PORTION OF SECTION 3.1.4, ENTITLED PLANNING AND ZONING BOARD, POWERS AND DUTIES, DELETING SECTIONS 3.1.4.2, 3.1.4.3 AND 3.1.4.4 ELIMINATING THE REQUIREMENT OF A PUBLIC HEARING BEFORE THE PLANNING AND ZONING BOARD AS PREVIOUSLY SET FORTH IN ARTICLE 14 OF THE LAND DEVELOPMENT REGULATIONS, BY DELETING IN ITS ENTIRETY SECTION 14.6, ENTITLED SPECIAL PERMITS FOR BULKHEADS, DOCKS, AND SIMILAR STRUCTURES, BY AMENDING SECTION 14.7 ENTITLED, SPECIAL PERMITS FOR LAND AND WATER FILLS, DREDGING EXCAVATION, AND MINING CHANGING THE TITLE OF THE SECTION TO READ “SPECIAL PERMITS FOR MINING”, DELETING ALL REFERENCES TO BORROW PIT OPERATIONS, ELIMINATING THE REQUIREMENT FOR A PUBLIC HEARING BEFORE THE PLANNING AND ZONING BOARD, ELIMINATING ALL REFERENCES TO THE PLANNING AND ZONING BOARD, AND RENUMBERING THE SECTION TO SECTION 14.6, BY ADDING A NEW SECTION 14.7, ENTITLED SPECIAL PERMITS FOR FILL BORROW OR BORROW PITS, REQUIRING A SPECIAL PERMIT BE ISSUED BY THE BOARD OF COUNTY COMMISSIONERS, OUTLINING THE HEARING REQUIREMENTS AND OUTLINING THE PERMIT APPLICATION REQUIREMENTS, AND BY AMENDING SECTION 14.10, ENTITLED SPECIAL PERMITS FOR TEMPORARY USES, GIVING AUTHORITY TO THE BOARD OF COUNTY COMMISSIONERS TO ISSUE TEMPORARY USE PERMITS IN ALL ZONING DISTRICTS AND ADDING TENT OR RETAIL SALES TO THE LIST OF TEMPORARY USE PERMITS, ELIMINATING THE REQUIREMENT FOR A MEETING BEFORE THE PLANNING AND ZONING BOARD THEREBY GIVING FULL AUTHORITY TO ISSUE TEMPORARY USE PERMITS TO THE BOARD OF COUNTY COMMISSIONERS, AND ADDING THE REQUIREMENT THAT ALL SAFETY AND ENVIRONMENTAL ISSUES BE ADDRESSED; PROVIDING SEVERABILITY; REPEALING ALL ORDINANCES IN CONFLICT; AND PROVIDING AN EFFECTIVE DATE.”**

Chairman Thomas opened the public hearing. There being no response, the public hearing was closed.

*On Motion of Commissioner Lewis, Seconded by Commissioner Hersey, the Board unanimously adopted the ordinance approving Land Development Regulation Amendment Application No. LDR 09-1. (The [Ordinance was assigned No. 09-10.](#))*

**--LAND DEVELOPMENT REGULATIONS AMENDMENT APPLICATION NO. LDR 09-2 (BOCC)—  
NORA THOMPSON:**

Ms. Thompson read the title into the record:

**“AN ORDINANCE OF BRADFORD COUNTY, FLORIDA, AMENDING THE BRADFORD COUNTY LAND DEVELOPMENT REGULATIONS, AS AMENDED; PURSUANT TO AN APPLICATION, LDR 09-2, BY THE BOARD OF COUNTY COMMISSIONERS; PROVIDING FOR AMENDING SECTION 14.11, ENTITLED SPECIAL PERMITS FOR ESSENTIAL SERVICES ADDING NATURAL GAS COMPRESSOR STATIONS TO THE LIST OF ESSENTIAL SERVICES REQUIRING A SPECIAL PERMIT ISSUED BY THE BOARD OF COUNTY COMMISSIONERS; PROVIDING SEVERABILITY; REPEALING ALL ORDINANCES IN CONFLICT; AND PROVIDING AN EFFECTIVE DATE.”**

Commissioner Lewis made a [declaration of conflict](#).

Chairman Thomas opened the public hearing. There being no response, the public hearing was closed.

*On Motion of Commissioner Chandler, Seconded by Commissioner Sellars, the Board voted 4-0 to adopt the ordinance approving Land Development Regulation Amendment Application No. LDR 09-2. (The [Ordinance was assigned No. 09-11](#))*

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**CONSENT AGENDA**

- A. MINUTES OF REGULAR SCHEDULED MEETING OF APRIL 16, 2009**
- B. MINUTES OF REGULAR SCHEDULED MEETING OF MAY 4, 2009**
- C. EMS WRITEOFFS**
- D. S.H.I.P. SATISFACTION OF MORTGAGE**

*On Motion of Commissioner Lewis, Seconded by Commissioner Sellars, the Board unanimously adopted the [Consent Agenda](#) in its entirety.*

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**NFEPD & RACEC OPPORTUNITIES FOR REGION—JEFF HENDRY:**

Mr. Hendry gave an update of current activities and goals for the future for the 14-county region comprising the Rural Area of Critical Economic Concern. A few topics reviewed were:

- Governing Board, Structure of the Partnership and Membership
- Economic Development Opportunities and Benefits
- Current Projects and Project Goals (Stimulus Funds)
- Funding Sources
  - Per Capita basis of .05 per person (Counties)
  - Private Sector

Mr. Hendry thanked the Commission for supporting the partnership and encouraged continued support. An invoice will be forthcoming for the County's partnership dues.

**CONSIDER APPROVAL OF CONTRACT FOR PURCHASE OF 2500 GALLON TANKER (\$239,986)—BRIAN JOHNS:**

Mr. Johns requested permission to enter into a contract for the purchase of a 2500-gallon tanker from Ferrara. He advised that the Florida Sheriff's Association was utilized to locate a truck that met the specification requirements. They were able to change some of the specification requirements while staying within the guidelines of a state-based contract. The purchase is grant funded with a 5% match, which is budgeted. The truck will go to Sampson City VFD. Delivery date is to be no later than January 15, 2010, but he expects the truck to arrive by December 1, 2009.

*On Motion of Commissioner Lewis, Seconded by Commissioner Sellars, the Board unanimously approved the [Contract for Purchase](#) of the 2500-gallon tanker for \$239,986.00.*

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**CONSIDER APPROVAL OF INTERLOCAL AGREEMENT BETWEEN ALACHUA AND BRADFORD COUNTY FOR PROVISION OF 9-1-1 CALL TRANSFERS AND ROUTING—BRIAN JOHNS:**

Mr. Johns presented the Interlocal Agreement for approval.

*On Motion of Commissioner Lewis, Seconded by Commissioner Sellars, the Board unanimously approved the [Interlocal Agreement](#) as presented.*

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**CONSIDER APPROVAL TO PURCHASE VFD BRUSH TRUCK (ONE @ \$22,050)—BRIAN JOHNS:**

Mr. Johns advised that Hillsborough County has a brush truck with less than 10,000 miles for \$22,050.00. All fire chiefs and the Fire Counsel agreed to purchase the truck and to place it at the Brooker VFD. Funds are available in the budget.

Incited by inquiry of Commissioner Hersey, there was some discussion regarding the priorities established by the Fire Counsel back in January of 2008 and establishing a new priority list.

Commissioner Hersey said that he totally supports the VFD. However, with still a few months left to the end of the fiscal year, and fire and hurricane season approaching, a close eye should be kept on spending.

*On Motion of Commissioner Lewis, Seconded by Commissioner Chandler, the Board unanimously approved the purchase as presented.*

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**PANDEMIC FLU EXERCISE—HOSTED BY DEPT. OF HEALTH—WINIFRED HOLLAND:**

Ms. Holland said that the Health Department was fortunate enough to receive funds from the State Office of Rural Health to conduct some informative exercises in relation to pandemic flu. Ms. Holland invited the Commission to attend one of the upcoming [pandemic flu workshops](#) on Wednesday, June 17: One in Bradford County at the Gov. Charley E. Johns Conference Center, from 7:30 a.m. until 12:00 p.m., and one in Union County at the Hal Y. Maines Community Center, from 12:30 p.m. until 5:00 p.m.

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**APPOINT THREE (3) COMMISSIONERS TO SERVE ON 2009 VAB (Two Members and One Alternate)—CHAIRMAN THOMAS:**

Commissioner Chandler and Commissioner Sellars volunteered, Commissioner Lewis volunteered to serve as alternate.

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**DISCUSS APPOINTMENT OF 2009 VAB CITIZEN MEMBER (Citizen Member Must Own Homestead Property Within the County)—CHAIRMAN THOMAS:**

Chairman Thomas asked Ms. Stafford to contact Mr. Barry Carlton to see if he would be interested in serving again this year.

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**PAYMENT OF BILLS—COMMISSIONER HERSEY:**

*On Motion of Commissioner Hersey, Seconded by Commissioner Lewis, the Board voted unanimously to approve payment of the bills.*

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**PUBLIC COMMENTS:**

**Ms. Joyce A. Mitchell of Hampton – Road Grading, Drainage and Mosquitoes:**

--Ms. Mitchell asked the Commission to grade the roads, dig the ditches, and spray for mosquitoes in the southeast side of Hampton, and to place "Children At Play" signs on CR18.

**Mr. Wilbur Waters, Mayor of the City of Starke – County Funding for Recreation:**

--Mayor Waters expressed his appreciation for the cooperative efforts of the City and the County for the citizens of Bradford County and the City of Starke. He asked the Commission to consider funding the Recreation Department in the County's 2009-2010 budget. The Recreation Department budget is close to \$700,000.00 annually and approximately 70% of the participants are County residents. If the City does not receive additional revenues, he does not see how the current level of service can continue.

Discussion ensued which was not limited to be included the number and types of programs offered and fees that are charged and paid.

Commissioner Chandler said that to help the Board to make an intelligent decision, he would like detailed information about how the current Recreation Department budget is structured.

Mayor Waters said that he would gather more statistical data for the Board's review.

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**COUNTY ATTORNEY REPORTS—TERRY BROWN:** None.

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**COUNTY MANAGER REPORTS—BRAD CARTER:**

**A. CONSIDER APPROVAL OF ADOPT-A-ROAD LITTER REMOVAL AGREEMENT FOR CR227 FROM CR18 TO HWY301 BY BRADFORD DEMOCRATIC EXECUTIVE COMMITTEE**

Mr. Carter presented the agreement for consideration.

*On Motion of Commissioner Lewis, Seconded by Commissioner Hersey, the Board unanimously approved the [agreement](#).*

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**SHERIFF REPORTS—GORDON SMITH:**

- Should know something in a few weeks regarding housing inmates for the U.S. Marshall Service. They have toured the jail and were impressed with the staff and the facility.
- Keystone and Starke Country Club residents are requesting the designation of “golf-cart communities”, which would help with homeowners insurance. If the Commission agrees, he will schedule meetings and ultimately work with the county attorney toward the development of an ordinance for these communities.

After brief discussion, there was consensus to move forward.

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**CLERK REPORTS—RAY NORMAN:**

Clerk Norman presented the audit for fiscal year ending September 2008. This will give the Commission time to review the audits prior to formal acceptance, which will be on the agenda for the mid-month meeting. The audit is very positive and received the highest-ranking possible. Both he and the auditor will be available for any questions, concerns or comments.

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**COMMISSIONER'S COMMENTS:**

**Commissioner Chandler commented on the following:**

--Carter Road and Strawberry Acres are in need of improvements. A portion of Carter Road is in the City of Lawtey, and the mayor has agreed to work with the County. There has been controversy in the past regarding limerock on Carter Road; some residents want it, some do not, which is an issue he is trying to get the residents to work out. He would like to see the County do whatever it takes to improve these roads to avoid some of the problems faced with the recent heavy rains.

--He would like the Commission to readdress the County's Road Paving Plan and priority list. The criteria considered for a road to be placed on the priority list needs to include the number of residents on the road.

**Commissioner Sellars commented on the following:**

--Concurred with Commissioner Chandler and said that she too hopes the County can reach out to the residents and help in any way possible.

**Commissioner Lewis commented on the following:**

--The Road Department and EMS did a great job on 161<sup>st</sup> that helped tremendously with the handling of a medical emergency.

--The Road Department is using a lot of limerock to fill up holes where sand could be used to fill up the holes, with rock on top. The sand pit in Keystone is running low. If the Board approves, he can contact Rayonier and see about the possibility of another sand pit, which will save money and make the limerock last longer. He would work with Mr. Carter and make sure everything came before the Board for approval.

There was consensus to move forward.

Commissioner Chandler said that Rayonier has a borrow pit on 247th, which they were maintaining. However, when the contractor and Rayonier parted ways, the road is not being maintained at the same level. He does not want to stop them from working, but feels the Commission should have the right to stop the hauling until they keep their end of the bargain and maintain the road.

Commissioner Lewis and Commissioner Hersey expressed concern about the rights of people to use the roads for business. Commissioner Chandler said that he agreed for "normal use", but 80 to 100 trucks per day is not normal use and creates a problem. There are also some drainage issues on the road that cannot be resolved without the help of the railroad and water management, who do not seem to want to cooperate.

Chairman Thomas suggesting launching a campaign on ditches, possibly getting the Sheriff to provide some inmates with shovels to open the end of culvert pipes, and concentrate on pulling ditches and solving drainage problems.

Mr. Tommy Tomlinson asked if it were possible to drain water off of SR100 into the landfill retention pond. During the recent heavy rains, water was at the centerline on SR100, which is a serious problem.

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Mr. Carter advised that he and Mr. Wise met with FDOT last week, along with Jones-Edmonds. Jones-Edmonds, in anticipation of DEP's objection, objected strongly to allowing "strange" water into the retention pond, which is a liability issue. Jones-Edmonds is still in negotiations with DEP.

Chairman Thomas asked Mr. Funderburk and Commissioner Hersey to contact Ms. Mitchell in Hampton regarding the road and drainage problem.

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**CHAIRMAN COMMENTS—DOYLE THOMAS:** None.

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**ADJOURN**

There being no further business, the meeting adjourned at 11:35 a.m.

**BOARD OF COUNTY COMMISSIONERS  
BRADFORD COUNTY, FLORIDA**

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**DOYLE THOMAS, CHAIRMAN**

**ATTEST:** \_\_\_\_\_  
**RAY NORMAN, CLERK OF COURTS**

Minutes prepared by Marlene Stafford, Deputy Clerk